
HOUSE BILL 2501

State of Washington 60th Legislature 2008 Regular Session

By Representatives Williams, Newhouse, Moeller, and Upthegrove

Prefiled 01/03/08. Read first time 01/14/08. Referred to Committee on Commerce & Labor.

1 AN ACT Relating to beer and wine specialty shops; and amending RCW
2 66.24.371.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 66.24.371 and 2003 c 167 s 9 are each amended to read
5 as follows:

6 (1) There shall be a beer and/or wine retailer's license to be
7 designated as a beer and/or wine specialty shop license to sell beer,
8 strong beer, and/or wine at retail in bottles, cans, and original
9 containers, not to be consumed upon the premises where sold, at any
10 store other than the state liquor stores. Licensees obtaining a
11 written endorsement from the board may also sell malt liquor in kegs or
12 other containers capable of holding less than (~~five~~) fifteen and one-
13 half gallons of liquid. The annual fee for the beer and/or wine
14 specialty shop license is one hundred dollars for each store.

15 (2) Licensees under this section may provide, free or for a charge,
16 single-serving samples of two ounces or less to customers for the
17 purpose of sales promotion. Sampling activities of licensees under
18 this section are subject to RCW 66.28.010 and 66.28.040 and the cost of

1 sampling under this section may not be borne, directly or indirectly,
2 by any manufacturer, importer, or distributor of liquor.

3 (3) The board shall issue a restricted beer and/or wine specialty
4 shop license, authorizing the licensee to sell beer and only table
5 wine, if the board finds upon issuance or renewal of the license that
6 the sale of strong beer or fortified wine would be against the public
7 interest. In determining the public interest, the board shall consider
8 at least the following factors:

9 (a) The likelihood that the applicant will sell strong beer or
10 fortified wine to persons who are intoxicated;

11 (b) Law enforcement problems in the vicinity of the applicant's
12 establishment that may arise from persons purchasing strong beer or
13 fortified wine at the establishment; and

14 (c) Whether the sale of strong beer or fortified wine would be
15 detrimental to or inconsistent with a government-operated or funded
16 alcohol treatment or detoxification program in the area.

17 If the board receives no evidence or objection that the sale of
18 strong beer or fortified wine would be against the public interest, it
19 shall issue or renew the license without restriction, as applicable.
20 The burden of establishing that the sale of strong beer or fortified
21 wine by the licensee would be against the public interest is on those
22 persons objecting.

23 (4) Licensees holding a beer and/or wine specialty shop license
24 must maintain a minimum three thousand dollar wholesale inventory of
25 beer, strong beer, and/or wine.

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